

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
GAINESVILLE DIVISION**

ALLERGYFREE FOODS
COMPANY, INC.,

Plaintiff,

v.

DAVID MCMAHON,

Defendant.

Civil Action File No.
2:09-CV-120-WCO

JURY TRIAL DEMANDED

DAVID MCMAHON,

Counterclaim Plaintiff,

v.

ALLERGYFREE FOODS COMPANY,
INC., TODD ROBSON, KELLIE
YOUNG, RICHARD CROTEAU,
and JOHN DOES 1-10

Counterclaim Defendants.

AMENDED MOTION FOR DISBURSEMENT OF FUNDS

AllergyFree Foods Company, Inc. moves for disbursement of the \$5,000 bond paid into the registry of the court on June 27, 2009, since the case was dismissed on August 9, 2010. Movant requests that the clerk of court return the

\$5,000 bond to AllergyFree Foods Company, Inc., c/o George M. Thomas, Thomas, Kayden, Horstemeyer & Risley, L.L.P., 600 Galleria Parkway, Suite 1500 Atlanta, Georgia 30339 upon the entry of the attached Order.

This 3rd day of September, 2010.

Stewart, Melvin & Frost, LLP
P. O. Box 3280
Gainesville, GA 30503
770/536-0101
770-532-2171 facsimile

s/J. Douglas Stewart
J. Douglas Stewart
Georgia Bar No. 681300
dstewart@smf-law.com
One of the Attorneys for AllergyFree
Foods Company, Inc., Todd Robson,
Kellie Young and Richard Croteau

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
GAINESVILLE DIVISION**

ALLERGYFREE FOODS
COMPANY, INC.,

Plaintiff,

v.

DAVID MCMAHON,

Defendant.

Civil Action File No.
2:09-CV-120-WCO

JURY TRIAL DEMANDED

DAVID MCMAHON,

Counterclaim Plaintiff,

v.

ALLERGYFREE FOODS COMPANY,

INC., TODD ROBSON, KELLIE

YOUNG, RICHARD CROTEAU,

and JOHN DOES 1-10

Counterclaim Defendants.

ORDER ON MOTION FOR DISBURSEMENT OF FUNDS

The Clerk of Court is authorized and directed to draw a check on the funds on deposit in the registry of this court in the principal amount of \$5,000.00 plus all accrued interest, minus any statutory user fees, payable to AllergyFree Foods Company, Inc. and mail or deliver the check to attorney c/o George M. Thomas, Thomas, Kayden, Horstemeyer & Risley, L.L.P., 600 Galleria Parkway, Suite 1500 Atlanta, Georgia 30339.

IT IS SO ORDERED this _____ day of _____, 2010.

William C. O'Kelley
Senior United States District Judge

277803-1 56103.0

**IN THE UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
GAINESVILLE DIVISION**

AllergyFree Foods Company, Inc.,

Plaintiff,

vs.

David McMahon II,

Defendant.

David McMahon II,

Counterclaim Plaintiff,

vs.

AllergyFree Foods Company, Inc.,
Todd Robson, Kellie Young, Richard
Croteau, and John Does 1 – 10,

Counterclaim Defendants.

Civil Action File No.

2:09-CV-120-WCO

CERTIFICATE OF SERVICE

I hereby certify that on September 3, 2010, I electronically filed the foregoing MOTION FOR RETURN OF BOND ORDER with the Clerk of the Court using the CM/ECF system which will automatically send email notification of such filing to attorneys of record, and I further certify that I have served a copy of such filing to

the below named defendant by U. S. Mail:

David McMahon
7380 LOG CABIN ROAD
CUMMING, GA 30028

Stewart, Melvin & Frost, LLP
P. O. Box 3280
Gainesville, GA 30503
770/536-0101
770-532-2171 facsimile

s/J. Douglas Stewart
J. Douglas Stewart
Georgia Bar No. 681300
dstewart@smf-law.com
One of the Attorneys for AllergyFree
Foods Company, Inc., Todd Robson,
Kellie Young and Richard Croteau

279109-1
56103.0